
IN THE HOUSE OF REPRESENTATIVES,

JULY 14, 1852.

Committed to the Committee of the Whole on the state of the Union, and ordered
to be printed.

AN ACT

Supplementary to "An act providing for the taking of the seventh and subsequent censuses of the United States, and to fix the number of the members of the House of Representatives, and provide for their future apportionment among the several States," approved twenty-third May, eighteen hundred and fifty.

1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the United States of America in Congress*
3 *assembled,* That the Secretary of the Interior proceed
4 forthwith to apportion two hundred and thirty-three repre-
5 sentatives among the several States, in accordance with
6 the provisions contained in the twenty-fifth section of the
7 act of twenty-third May, eighteen hundred and fifty, and ac-
8 cording to the returns of population which have been com-
9 pleted and returned to the Census office in the Department
10 of the Interior. And it being made to appear that the re-
11 turns of the population of California are incomplete, it is

12 further enacted, that said State shall retain the number of
 13 representatives prescribed by the act of admission thereof
 14 into the Union until a new apportionment, and for this
 15 purpose the whole number of representatives is hereby in-
 16 creased to two hundred and thirty-four until such appor-
 17 tionment.

1 SECT. 2. *And be it further enacted*, That if, at any
 2 future decennial enumeration of the inhabitants of the
 3 United States, the census of any district or subdivision in
 4 the United States shall have been improperly taken, or if
 5 the returns of any district or sub-division shall be accident-
 6 ally lost or destroyed, the Secretary of the Interior shall
 7 have power to order a new enumeration of such district or
 8 sub-division.

1 SECT. 3. *And be it further enacted*, That the twen-
 2 tieth section of the said act be amended by striking out the
 3 words "has been" from the last line, and inserting the words
 4 "may necessarily be," in lieu thereof.

Passed the Senate, *April 26, 1852.*

Attest :

ASBURY DICKINS, *Secretary.*

AMENDMENT

Reported from a minority of the Committee on the Judiciary, to Senate bill No. 281. Strike out all after the enacting clause and insert :

1 That from and after the third day of March, one
 2 thousand eight hundred and fifty-three, the House of Rep-
 3 resentatives shall be composed of members elected agreea-
 4 bly to a ratio of one representative for every ninety-three
 5 thousand seven hundred persons in each State, computed
 6 according to the rule prescribed by the constitution of the
 7 United States: that is to say, within the State of Maine
 8 six, within the State of New Hampshire three, within the
 9 State of Vermont three, within the State of Massachusetts,
 10 eleven, within the State of Rhode Island two, within the
 11 State of Connecticut four, within the State of New York
 12 thirty-three, within the State of New Jersey five, within
 13 the State of Pennsylvania twenty-five, within the State of
 14 Ohio twenty-one, within the State of Indiana eleven, with-
 15 in the State of Illinois nine, within the State of Michigan
 16 four, within the State of Wisconsin three, within the State
 17 of Iowa two, within the State of California one, within the
 18 State of Delaware one, within the State of Maryland six,

19 within the State of Virginia thirteen, within the State of
 20 North Carolina eight, within the State of South Carolina
 21 five, within the State of Georgia eight, within the State of
 22 Alabama seven, within the State of Mississippi five, within
 23 the State of Louisiana four, within the State of Tennessee
 24 ten, within the State of Kentucky ten, within the State of
 25 Missouri seven, within the State of Arkansas two, within
 26 the State of Florida one, and within the State of Texas
 27 two.

1 SECT. 2. *And be it further enacted*, That as the re-
 2 turns of the enumeration of California are not complete,
 3 in consequence of unforeseen difficulties in taking the same,
 4 and the destruction of a portion of the schedules by fire,
 5 nothing in this act contained shall be construed to prevent
 6 the State of California from having two representatives, if
 7 it shall appear to Congress at the next session, that the
 8 said State at the time of passing this act, would have been
 9 entitled to that number according to its population and the
 10 ratio hereby established, if said enumeration had been com-
 11 plete.

1 SECT. 3. *And be it further enacted*, That the twenty-
 2 fourth, twenty-fifth and twenty-sixth sections of the act ap-
 3 proved May twenty-third, eighteen hundred and fifty, enti-
 4 tled "An act providing for taking the seventh and subse-

5 quent censuses of the United States, and to fix the number
6 of the members of the House of Representatives, and pro-
7 vide for their future apportionment among the several
8 States, be and the same are hereby repealed.